

**WEST VALLEY CITY, UTAH**

**RESOLUTION NO. 08-247**

**A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO  
A LEASE AGREEMENT WITH WHEELER MACHINERY FOR  
A CATERPILLAR 43E BACKHOE/LOADER FOR USE BY THE  
PUBLIC WORKS DEPARTMENT.**

**WHEREAS**, the City desires to enter into a three-year lease agreement identified as Agreement No. C35608 with Wheeler Machinery ("Wheeler") for a Caterpillar 43E Backhoe/Loader ("Equipment") for use by the Public Works Department; and

**WHEREAS**, this Equipment will replace a 1996 John Deere backhoe; and

**WHEREAS**, an agreement has been prepared for execution by and between the City and Wheeler. This Agreement, which is attached hereto and entitled "Rental Agreement" (the "Agreement") describes the rights, duties, and obligations of each of the parties with respect thereto; and

**WHEREAS**, the City Council of West Valley City, Utah, does hereby determine that it is in the best interests of the health, safety, and welfare of the citizens of West Valley City to authorize the execution of the Agreement; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of West Valley City, Utah, that the Agreement with Wheeler is hereby approved in substantially the form attached, and that the Mayor is hereby authorized to execute said Agreement for and in behalf of West Valley City, subject to approval of the final form of the Agreement by the City Manager and the City Attorney's Office.

**PASSED, APPROVED and MADE EFFECTIVE** this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

WEST VALLEY CITY

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY RECORDER